

1 HONORABLE MARY ALICE THEILER
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9 **UNITED STATES DISTRICT COURT**
10 **WESTERN DISTRICT OF WASHINGTON AT SEATTLE**

11 CARPENTERS HEALTH & SECURITY
12 TRUST OF WESTERN WASHINGTON, et
13 al.

14 v.

15 MARK T. McCOY, INC.,
16 dba MTM CONSTRUCTION

Plaintiffs

Defendant

17 NO. C05-0207-MAT

18 STIPULATION AND ORDER OF
19 DISMISSAL WITHOUT PREJUDICE

20 **Clerk's Action Required**

21 **STIPULATION**

22 Plaintiffs Carpenters Health and Security Trust of Western Washington, Carpenters of
Western Washington Individual Account Pension Trust, Carpenters Retirement Trust Of Western
Washington, Carpenters Vacation Trust of Western Washington, Carpenters-Employers
Apprenticeship and Training Trust Fund of Western Washington, and Pacific Northwest Regional
Council of Carpenters, and Defendant Mark T. McCoy, Inc., dba MTM Construction, stipulate
that all claims against Defendant for fringe benefits contributions and wage deductions for April

23 STIP. & ORDER OF DISMISSAL
24 WITHOUT PREJUDICE—1
25 Case No. C05-0207-MAT

26 **Law Offices of
Mary L. Stoll**

27 Seattle Tower, Suite 1100 — 1218 Third Avenue
Seattle, WA 98101-3081
Telephone 206-623-2855
Fax 206-667-9805

1 2004 through February 2005, shall be dismissed without prejudice and without costs, as the
2 matter is settled.

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4 Dated November 9, 2005

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6 s/ Mary L. Stoll

Mary L. Stoll, WSBA No. 16446
7 Attorney for Plaintiffs
LAW OFFICES OF MARY L. STOLL
8 Seattle Tower, Suite 1100
1218 Third Avenue
9 Seattle WA 98101-3081
Telephone 206-623-2855
10 Fax 206-667-9805
Email marys@mlstoll-law.com

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Per telephone/facsimile/email approval received on November 9, 2005.
Approved as to form, notice of presentation waived.

14

15 s/ Ben D. Cushman

Ben D. Cushman, WSBA No. 26358
16 Attorney for Defendant
CUSHMAN LAW OFFICES, P.S.
924 Capitol Way South
17 Olympia WA 98501
Telephone 360-534-9183
Fax 360-956-9795
19 Email bencushman@cushmanlaw.com

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STIP. & ORDER OF DISMISSAL
WITHOUT PREJUDICE—2
Case No. C05-0207-MAT

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ORDER

Based upon the foregoing stipulation, it is hereby

ORDERED that any and all claims against Defendant Mark T. McCoy, Inc., dba MTM Construction, for fringe benefits contributions and wage deductions for April 2004 through February 2005, are hereby dismissed without prejudice and without costs.

Dated this 10th day of November, 2005

s/ Mary Alice Theiler

UNITED STATES MAGISTRATE COURT JUDGE

Presented by:

s/ Mary L. Stoll

Mary L. Stoll, WSBA No. 16446

Attorney for Plaintiffs

LAW OFFICES OF MARY L. STOLL

Seattle Tower, Suite 1100

1218 Third Avenue

Seattle WA 98101-3081

Telephone 206-623-2855

Fax 206-667-9805

Email marys@mlstoll-law.com

**STIP. & ORDER OF DISMISSAL
WITHOUT PREJUDICE—3**
Case No. C05-0207 MAT

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Telephone 206-623-2855
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3 s/ Ben D. Cushman

4 Ben D. Cushman, WSBA No. 26358
5 Attorney for Defendant
CUSHMAN LAW OFFICES, P.S.
924 Capitol Way South
6 Olympia WA 98501
Telephone 360-534-9183
7 Fax 360-956-9795
Email bencushman@cushmanlaw.com

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STIP. & ORDER OF DISMISSAL
WITHOUT PREJUDICE—4
Case No. C05-0207-MAT

Law Offices of
Mary L. Stoll
Seattle Tower, Suite 1100 — 1218 Third Avenue
Seattle, WA 98101-3081
Telephone 206-623-2855
Fax 206-667-9805